



*Simple Cell* litigation, and its resolution will not read on the outcome here. The fact that two individuals are named in both cases is irrelevant, as they are named in the respective cases based on their distinct capacities with the two different corporate entities. Further, LINQ's counterclaim differs entirely in both scope and substance from the claims and counterclaims at issue in *Simple Cell*, and Judge Blake's decision did not address the primary argument of LINQ's forthcoming Motion for Summary Judgment. Moreover, LINQ is in no way bound by the strategic decisions made by different counsel in an unrelated case. Finally, it was Sprint who elected to initiate this separate action against LINQ, three years after filing the *Simple Cell* litigation. Sprint did so with full knowledge of any purported "overlap," and they cannot now claim that an action they chose to file should be halted based on knowledge that they had for years before filing. Finally, discovery has since long closed, and there is no 'good cause' to re-open that aspect of the litigation. Accordingly, Defendants respectfully request that the Court set a deadline for dispositive motions on February 28, 2018.

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/s/  
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